



# House of Representatives

General Assembly

**File No. 892**

January Session, 2019

Substitute House Bill No. 7150

*House of Representatives, May 16, 2019*

The Committee on Appropriations reported through REP. WALKER of the 93rd Dist., Chairperson of the Committee on the part of the House, that the substitute bill ought to pass.

## **AN ACT IMPLEMENTING THE GOVERNOR'S BUDGET RECOMMENDATIONS CONCERNING EDUCATION.**

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Subdivisions (3) and (4) of subsection (a) of section 10-264i  
2 of the general statutes are repealed and the following is substituted in  
3 lieu thereof (*Effective July 1, 2019*):

4 (3) For districts assisting the state in meeting its obligations  
5 pursuant to the decision in *Sheff v. O'Neill*, 238 Conn. 1 (1996), or any  
6 related stipulation or order in effect, as determined by the  
7 commissioner, (A) for the fiscal year ending June 30, 2010, the amount  
8 of such grant shall not exceed an amount equal to the number of such  
9 children transported multiplied by one thousand four hundred dollars,  
10 and (B) for the fiscal [years] year ending June 30, 2011, [to June 30,  
11 2019, inclusive] and each fiscal year thereafter, the amount of such  
12 grant shall not exceed an amount equal to the number of such children  
13 transported multiplied by two thousand dollars.

14       (4) In addition to the grants otherwise provided pursuant to this  
15 section, the Commissioner of Education may provide supplemental  
16 transportation grants to regional educational service centers for the  
17 purposes of transportation to interdistrict magnet schools. Any such  
18 grant shall be provided within available appropriations and after the  
19 commissioner has reviewed and approved the total interdistrict  
20 magnet school transportation budget for a regional educational service  
21 center, including all revenue and expenditure estimates. For the fiscal  
22 years ending June 30, 2013, to June 30, 2018, inclusive, in addition to  
23 the grants otherwise provided pursuant to this section, the  
24 Commissioner of Education may provide supplemental transportation  
25 to interdistrict magnet schools that assist the state in meeting its  
26 obligations pursuant to the decision in *Sheff v. O'Neill*, 238 Conn. 1  
27 (1996), or any related stipulation or order in effect, as determined by  
28 the commissioner. Any such grant shall be provided within available  
29 appropriations and upon a comprehensive financial review, by an  
30 auditor selected by the Commissioner of Education, the costs of such  
31 review may be paid from funds that are part of the supplemental  
32 transportation grant. Any such grant shall be paid as follows: For the  
33 fiscal year ending June 30, 2013, up to fifty per cent of the grant on or  
34 before June 30, 2013, and the balance on or before September 1, 2013,  
35 upon completion of the comprehensive financial review; for the fiscal  
36 year ending June 30, 2014, up to fifty per cent of the grant on or before  
37 June 30, 2014, and the balance on or before September 1, 2014, upon  
38 completion of the comprehensive financial review; for the fiscal year  
39 ending June 30, 2015, up to fifty per cent of the grant on or before June  
40 30, 2015, and the balance on or before September 1, 2015, upon  
41 completion of the comprehensive financial review; for the fiscal year  
42 ending June 30, 2016, up to fifty per cent of the grant on or before June  
43 30, 2016, and the balance on or before September 1, 2016, upon  
44 completion of the comprehensive financial review; for the fiscal year  
45 ending June 30, 2017, up to seventy per cent of the grant on or before  
46 June 30, 2017, and the balance on or before May 30, 2018, upon  
47 completion of the comprehensive financial review; [and] for the fiscal  
48 year ending June 30, 2018, up to seventy per cent of the grant on or

49 before June 30, 2018, and the balance on or before September 1, 2018,  
50 upon completion of the comprehensive financial review; and for the  
51 fiscal year ending June 30, 2019, and each fiscal year thereafter, up to  
52 seventy per cent of the grant on or before June thirtieth of the fiscal  
53 year, and the balance on or before September first of the following  
54 fiscal year upon completion of the comprehensive financial review.

55 Sec. 2. Subsection (d) of section 10-71 of the general statutes is  
56 repealed and the following is substituted in lieu thereof (*Effective July*  
57 *1, 2019*):

58 (d) Notwithstanding the provisions of this section, for the fiscal  
59 [years] year ending June 30, 2004, [to June 30, 2019, inclusive] and each  
60 fiscal year thereafter, the amount of the grants payable to towns,  
61 regional boards of education or regional educational service centers in  
62 accordance with this section shall be reduced proportionately if the  
63 total of such grants in such year exceeds the amount appropriated for  
64 the purposes of this section for such year.

65 Sec. 3. Section 10-17g of the general statutes is repealed and the  
66 following is substituted in lieu thereof (*Effective July 1, 2019*):

67 For the fiscal [years] year ending June 30, 2016, [to June 30, 2019,  
68 inclusive] and each fiscal year thereafter, the board of education for  
69 each local and regional school district that is required to provide a  
70 program of bilingual education, pursuant to section 10-17f, may make  
71 application to the State Board of Education and shall annually receive,  
72 within available appropriations, a grant in an amount equal to the  
73 product obtained by multiplying one million nine hundred sixteen  
74 thousand one hundred thirty by the ratio which the number of eligible  
75 children in the school district bears to the total number of such eligible  
76 children state-wide. The board of education for each local and regional  
77 school district receiving funds pursuant to this section shall annually,  
78 on or before September first, submit to the State Board of Education a  
79 progress report which shall include (1) measures of increased  
80 educational opportunities for eligible students, including language  
81 support services and language transition support services provided to

82 such students, (2) program evaluation and measures of the  
83 effectiveness of its bilingual education and English as a second  
84 language programs, including data on students in bilingual education  
85 programs and students educated exclusively in English as a second  
86 language programs, and (3) certification by the board of education  
87 submitting the report that any funds received pursuant to this section  
88 have been used for the purposes specified. The State Board of  
89 Education shall annually evaluate programs conducted pursuant to  
90 section 10-17f. For purposes of this section, measures of the  
91 effectiveness of bilingual education and English as a second language  
92 programs include, but need not be limited to, mastery examination  
93 results, under section 10-14n, and graduation and school dropout rates.  
94 Any amount appropriated under this section in excess of one million  
95 nine hundred sixteen thousand one hundred thirty dollars shall be  
96 spent in accordance with the provisions of sections 10-17k, 10-17n and  
97 10-66t. Any unexpended funds, as of November first, appropriated to  
98 the Department of Education for purposes of providing a grant to a  
99 local or regional board of education for the provision of a program of  
100 bilingual education, pursuant to section 10-17f, shall be distributed on  
101 a pro rata basis to each local and regional board of education receiving  
102 a grant under this section. Notwithstanding the provisions of this  
103 section, for the fiscal [years] year ending June 30, 2009, [to June 30,  
104 2019, inclusive] and each fiscal year thereafter, the amount of grants  
105 payable to local or regional boards of education for the provision of a  
106 program of bilingual education under this section shall be reduced  
107 proportionately if the total of such grants in such year exceeds the  
108 amount appropriated for such grants for such year.

109 Sec. 4. Subdivision (2) of subsection (e) of section 10-76d of the  
110 general statutes is repealed and the following is substituted in lieu  
111 thereof (*Effective July 1, 2019*):

112 (2) For purposes of this subdivision, "public agency" includes the  
113 offices of a government of a federally recognized Native American  
114 tribe. Notwithstanding any other provisions of the general statutes, for  
115 the fiscal year ending June 30, 1987, and each fiscal year thereafter,

116 whenever a public agency, other than a local or regional board of  
117 education, the State Board of Education or the Superior Court acting  
118 pursuant to section 10-76h, places a child in a foster home, group  
119 home, hospital, state institution, receiving home, custodial institution  
120 or any other residential or day treatment facility, and such child  
121 requires special education, the local or regional board of education  
122 under whose jurisdiction the child would otherwise be attending  
123 school or, if no such board can be identified, the local or regional board  
124 of education of the town where the child is placed, shall provide the  
125 requisite special education and related services to such child in  
126 accordance with the provisions of this section. Within one business day  
127 of such a placement by the Department of Children and Families or  
128 offices of a government of a federally recognized Native American  
129 tribe, said department or offices shall orally notify the local or regional  
130 board of education responsible for providing special education and  
131 related services to such child of such placement. The department or  
132 offices shall provide written notification to such board of such  
133 placement within two business days of the placement. Such local or  
134 regional board of education shall convene a planning and placement  
135 team meeting for such child within thirty days of the placement and  
136 shall invite a representative of the Department of Children and  
137 Families or offices of a government of a federally recognized Native  
138 American tribe to participate in such meeting. (A) The local or regional  
139 board of education under whose jurisdiction such child would  
140 otherwise be attending school shall be financially responsible for the  
141 reasonable costs of such special education and related services in an  
142 amount equal to the lesser of one hundred per cent of the costs of such  
143 education or the average per pupil educational costs of such board of  
144 education for the prior fiscal year, determined in accordance with the  
145 provisions of subsection (a) of section 10-76f. The State Board of  
146 Education shall pay on a current basis, except as provided in  
147 subdivision (3) of this subsection, any costs in excess of such local or  
148 regional board's basic contributions paid by such board of education in  
149 accordance with the provisions of this subdivision. (B) Whenever a  
150 child is placed pursuant to this subdivision, on or after July 1, 1995, by

151 the Department of Children and Families and the local or regional  
152 board of education under whose jurisdiction such child would  
153 otherwise be attending school cannot be identified, the local or  
154 regional board of education under whose jurisdiction the child  
155 attended school or in whose district the child resided at the time of  
156 removal from the home by said department shall be responsible for the  
157 reasonable costs of special education and related services provided to  
158 such child, for one calendar year or until the child is committed to the  
159 state pursuant to section 46b-129 or 46b-140 or is returned to the child's  
160 parent or guardian, whichever is earlier. If the child remains in such  
161 placement beyond one calendar year the Department of Children and  
162 Families shall be responsible for such costs. During the period the local  
163 or regional board of education is responsible for the reasonable cost of  
164 special education and related services pursuant to this subparagraph,  
165 the board shall be responsible for such costs in an amount equal to the  
166 lesser of one hundred per cent of the costs of such education and  
167 related services or the average per pupil educational costs of such  
168 board of education for the prior fiscal year, determined in accordance  
169 with the provisions of subsection (a) of section 10-76f. The State Board  
170 of Education shall pay on a current basis, except as provided in  
171 subdivision (3) of this subsection, any costs in excess of such local or  
172 regional board's basic contributions paid by such board of education in  
173 accordance with the provisions of this subdivision. The costs for  
174 services other than educational shall be paid by the state agency which  
175 placed the child. The provisions of this subdivision shall not apply to  
176 the school districts established within the Department of Children and  
177 Families, pursuant to section 17a-37 or the Department of Correction,  
178 pursuant to section 18-99a, provided in any case in which special  
179 education is being provided at a private residential institution,  
180 including the residential components of regional educational service  
181 centers, to a child for whom no local or regional board of education  
182 can be found responsible under subsection (b) of this section, Unified  
183 School District #2 shall provide the special education and related  
184 services and be financially responsible for the reasonable costs of such  
185 special education instruction for such children. Notwithstanding the

186 provisions of this subdivision, for the fiscal years ending June 30, 2004,  
187 to June 30, 2007, inclusive, and for the fiscal [years] year ending June  
188 30, 2010, [to June 30, 2019, inclusive] and each fiscal year thereafter, the  
189 amount of the grants payable to local or regional boards of education  
190 in accordance with this subdivision shall be reduced proportionately if  
191 the total of such grants in such year exceeds the amount appropriated  
192 for the purposes of this subdivision for such year.

193 Sec. 5. Subsection (d) of section 10-76g of the general statutes is  
194 repealed and the following is substituted in lieu thereof (*Effective July*  
195 *1, 2019*):

196 (d) Notwithstanding the provisions of this section, for the fiscal  
197 years ending June 30, 2004, to June 30, 2007, inclusive, and for the fiscal  
198 [years] year ending June 30, 2010, [to June 30, 2019, inclusive] and each  
199 fiscal year thereafter, the amount of the grants payable to local or  
200 regional boards of education in accordance with this section, except  
201 grants paid in accordance with subdivision (2) of subsection (a) of this  
202 section, for the fiscal years ending June 30, 2006, and June 30, 2007, and  
203 for the fiscal [years] year ending June 30, 2010, [to June 30, 2019,  
204 inclusive] and each fiscal year thereafter, shall be reduced  
205 proportionately if the total of such grants in such year exceeds the  
206 amount appropriated for the purposes of this section for such year.

207 Sec. 6. Subsection (b) of section 10-253 of the general statutes is  
208 repealed and the following is substituted in lieu thereof (*Effective July*  
209 *1, 2019*):

210 (b) The board of education of the school district under whose  
211 jurisdiction a child would otherwise be attending school shall be  
212 financially responsible for the reasonable costs of education for a child  
213 placed out by the Commissioner of Children and Families or by other  
214 agencies, including, but not limited to, offices of a government of a  
215 federally recognized Native American tribe, in a private residential  
216 facility when such child requires educational services other than  
217 special education services. Such financial responsibility shall be the  
218 lesser of one hundred per cent of the costs of such education or the

219 average per pupil educational costs of such board of education for the  
220 prior fiscal year, determined in accordance with subsection (a) of  
221 section 10-76f. Any costs in excess of the board's basic contribution  
222 shall be paid by the State Board of Education on a current basis. The  
223 costs for services other than educational shall be paid by the state  
224 agency which placed the child. Application for the grant to be paid by  
225 the state for costs in excess of the local or regional board of education's  
226 basic contribution shall be made in accordance with the provisions of  
227 subdivision (5) of subsection (e) of section 10-76d. Notwithstanding the  
228 provisions of this subsection, for the fiscal years ending June 30, 2004,  
229 to June 30, 2007, inclusive, and for the fiscal [years] year ending June  
230 30, 2010, [to June 30, 2019, inclusive] and each fiscal year thereafter, the  
231 amount of the grants payable to local or regional boards of education  
232 in accordance with this subsection shall be reduced proportionately if  
233 the total of such grants in such year exceeds the amount appropriated  
234 for the purposes of this subsection for such year.

235 Sec. 7. Section 10-95q of the general statutes is repealed and the  
236 following is substituted in lieu thereof (*Effective from passage*):

237 (a) (1) On or after July 1, 2017, until June 30, [2021] 2023, the  
238 Technical Education and Career System board may recommend a  
239 candidate for superintendent of the Technical Education and Career  
240 System to the Commissioner of Education. The commissioner may hire  
241 or reject any candidate for superintendent recommended by the board.  
242 If the commissioner rejects a candidate for superintendent, the board  
243 shall recommend another candidate for superintendent to the  
244 commissioner. The term of office of the superintendent hired under  
245 this subdivision shall expire on June 30, [2021] 2023.

246 (2) On and after July 1, [2021] 2023, the Technical Education and  
247 Career System board shall recommend a candidate for superintendent  
248 of the Technical Education and Career System to the executive director  
249 of the Technical Education and Career System. The executive director  
250 may hire or reject any candidate for superintendent recommended by  
251 the board. If the executive director rejects a candidate for



252 superintendent, the board shall recommend another candidate for  
253 superintendent to the executive director. The term of office of the  
254 superintendent hired under this subdivision shall be three years and  
255 may be extended for no more than three years at any one time.

256 (b) The superintendent of the Technical Education and Career  
257 System shall be responsible for the operation and administration of the  
258 technical education and career schools and all other matters relating to  
259 vocational, technical, technological and postsecondary education in the  
260 system.

261 Sec. 8. Section 10-99f of the general statutes is repealed and the  
262 following is substituted in lieu thereof (*Effective from passage*):

263 (a) For the fiscal years ending June 30, 2011, to June 30, [2020] 2022,  
264 inclusive, the budget for the Technical Education and Career System  
265 shall (1) be a separate budgeted agency from the Department of  
266 Education, and (2) include a separate (A) educational account for  
267 educational and school-based accounts and expenditures, and (B)  
268 noneducational account.

269 (b) Notwithstanding any provision of the general statutes, for the  
270 fiscal year ending June 30, 2018, and each fiscal year thereafter, the  
271 Governor, when considering reductions in allotment requisitions or  
272 allotments in force, shall give priority to the educational needs of the  
273 system and instructional staffing needs, as identified in the statement  
274 of staffing needs submitted by the superintendent of the Technical  
275 Education and Career System pursuant to section 10-99g, and every  
276 effort shall be made to avoid impairment of the system's educational  
277 mission and interruption to instructional time during such  
278 consideration.

279 Sec. 9. Section 10-99f of the general statutes, as amended by section 9  
280 of public act 17-237 and section 9 of public act 18-182, is repealed and  
281 the following is substituted thereof (*Effective July 1, 2022*):

282 (a) For the fiscal year ending June 30, [2021] 2023, and each fiscal

283 year thereafter, the budget for the Technical Education and Career  
284 System shall (1) be a separate budgeted agency, and (2) include a  
285 separate (A) educational account for educational and school-based  
286 accounts and expenditures, and (B) noneducational account.

287 (b) Notwithstanding any provision of the general statutes, for the  
288 fiscal year ending June 30, 2018, and each fiscal year thereafter, the  
289 Governor, when considering reductions in allotment requisitions or  
290 allotments in force, shall give priority to the educational needs of the  
291 system and instructional staffing needs, as identified in the statement  
292 of staffing needs submitted by the superintendent of the Technical  
293 Education and Career System pursuant to section 10-99g, and every  
294 effort shall be made to avoid impairment of the system's educational  
295 mission and interruption to instructional time during such  
296 consideration.

297 Sec. 10. Section 10-99h of the general statutes is repealed and the  
298 following is substituted in lieu thereof (*Effective from passage*):

299 (a) For the fiscal years ending June 30, 2018, to June 30, [2020] 2022,  
300 inclusive, the superintendent of the Technical Education and Career  
301 System shall create and maintain a list that includes an inventory of all  
302 technical and vocational equipment, supplies and materials purchased  
303 or obtained and used in the provision of career technical education in  
304 each technical education and career school and across the Technical  
305 Education and Career System. The board shall consult such list (1)  
306 during the preparation of the budget for the Technical Education and  
307 Career System, pursuant to section 10-99g, (2) prior to purchasing or  
308 obtaining any new equipment, supplies or materials, and (3) for the  
309 purpose of sharing equipment, supplies and materials among technical  
310 education and career schools.

311 (b) For the fiscal year ending June 30, [2021] 2023, and each fiscal  
312 year thereafter, the executive director of the Technical Education and  
313 Career System shall create and maintain a list that includes an  
314 inventory of all technical and vocational equipment, supplies and  
315 materials purchased or obtained and used in the provision of career

316 technical education in each technical education and career school and  
317 across the Technical Education and Career System. The executive  
318 director shall consult such list (1) during the preparation of the budget  
319 for the Technical Education and Career System, pursuant to section 10-  
320 99g, (2) prior to purchasing or obtaining any new equipment, supplies  
321 or materials, and (3) for the purpose of sharing equipment, supplies  
322 and materials among technical education and career schools.

323 Sec. 11. Section 16 of public act 17-237, as amended by section 79 of  
324 public act 17-2 of the June special session and section 11 of public act  
325 18-182, is repealed and the following is substituted in lieu thereof  
326 (*Effective from passage*):

327 For the fiscal years ending June 30, 2018, to June 30, [2020] 2022,  
328 inclusive, the State Board of Education shall hire a consultant to (1) assist  
329 the Technical Education and Career System board with the development  
330 of a transition plan for the Technical Education and Career System, (2)  
331 identify and provide recommendations concerning which services could  
332 be provided more efficiently through or in conjunction with another local  
333 or regional board of education, municipality or state agency by means of a  
334 memorandum of understanding with the Technical Education and Career  
335 System, and (3) identify efficiencies, best practices and cost savings in  
336 procurement. Such consultant shall consult with the administrative and  
337 professional staff of the Technical Education and Career System in the  
338 development of the transition plan and recommendations described in  
339 subdivision (2) of this section. Not later than January 1, [2020] 2022, the  
340 state board shall submit a report on the transition plan and such identified  
341 services and any recommendations for legislation necessary to implement  
342 such transition plan and such identified services to the joint standing  
343 committee of the General Assembly having cognizance of matters relating  
344 to education, in accordance with the provisions of section 11-4a of the  
345 general statutes.

346 Sec. 12. Section 18 of public act 17-237, as amended by section 12 of  
347 public act 18-182, is repealed and the following is substituted in lieu  
348 thereof (*Effective from passage*):

349 For the fiscal years ending June 30, 2018, to June 30, [2020] 2022,  
 350 inclusive, the Department of Education shall (1) provide training to those  
 351 persons employed by the department within the Technical Education and  
 352 Career System who will be responsible for performing central office and  
 353 administrative functions for the system on and after July 1, [2020] 2022,  
 354 and (2) identify those persons within the system who can be trained to  
 355 perform multiple functions or responsibilities for the system.

356 Sec. 13. (*Effective from passage*) Sections 5, 10 and 20 of public act 17-  
 357 237, as amended by section 17 of public act 18-182, shall take effect July  
 358 1, 2022.

359 Sec. 14. (*Effective from passage*) Section 2 of public act 17-237, as  
 360 amended by section 73 of public act 17-2 of the June special session  
 361 and section 18 of public act 18-182, shall take effect July 1, 2022.

362 Sec. 15. (*Effective from passage*) Section 4 of public act 17-237, as  
 363 amended by section 74 of public act 17-2 of the June special session  
 364 and section 19 of public act 18-182, shall take effect July 1, 2022.

365 Sec. 16. (*Effective from passage*) Section 6 of public act 17-237, as  
 366 amended by section 279 of public act 17-2 of the June special session  
 367 and section 20 of public act 18-182, shall take effect July 1, 2022.

368 Sec. 17. (*Effective from passage*) Section 7 of public act 17-237, as  
 369 amended by section 287 of public act 17-2 of the June special session  
 370 and section 21 of public act 18-182, shall take effect July 1, 2022.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>July 1, 2019</i>	10-264i(a)(3) and (4)
Sec. 2	<i>July 1, 2019</i>	10-71(d)
Sec. 3	<i>July 1, 2019</i>	10-17g
Sec. 4	<i>July 1, 2019</i>	10-76d(e)(2)
Sec. 5	<i>July 1, 2019</i>	10-76g(d)
Sec. 6	<i>July 1, 2019</i>	10-253(b)
Sec. 7	<i>from passage</i>	10-95q
Sec. 8	<i>from passage</i>	10-99f

Sec. 9	<i>July 1, 2022</i>	10-99f
Sec. 10	<i>from passage</i>	10-99h
Sec. 11	<i>from passage</i>	PA 17-237, Sec. 16
Sec. 12	<i>from passage</i>	PA 17-237, Sec. 18
Sec. 13	<i>from passage</i>	New section
Sec. 14	<i>from passage</i>	New section
Sec. 15	<i>from passage</i>	New section
Sec. 16	<i>from passage</i>	New section
Sec. 17	<i>from passage</i>	New section

**ED**      *Joint Favorable Subst. C/R*

APP

**APP**      *Joint Favorable Subst.*

*The following Fiscal Impact Statement and Bill Analysis are prepared for the benefit of the members of the General Assembly, solely for purposes of information, summarization and explanation and do not represent the intent of the General Assembly or either chamber thereof for any purpose. In general, fiscal impacts are based upon a variety of informational sources, including the analyst's professional knowledge. Whenever applicable, agency data is consulted as part of the analysis, however final products do not necessarily reflect an assessment from any specific department.*

## **OFA Fiscal Note**

### **State Impact:**

Agency Affected	Fund-Effect	FY 20 \$	FY 21 \$
Education, Dept.	GF - See Below	See Below	See Below

Note: GF=General Fund

### **Municipal Impact:**

Municipalities	Effect	FY 20 \$	FY 21 \$
Various Local and Regional School Districts	Revenue Loss	See Below	See Below

## **Explanation**

The substitute bill makes various conforming changes to sHB 7148, the FY 20 and FY 21 budget bill, as favorably reported by the Appropriations Committee.

**Section 1** allows for the continued payment of Sheff magnet transportation grants and a Sheff magnet supplemental transportation payment. The bill allows but does not require the State Department of Education (SDE) to pay a supplemental transportation grant. It is estimated that the cost of the supplemental transportation payment would be \$10.5 million in FY 20 and \$4.5 million in FY 21. This cost is not included in the budget. The estimated payment amount for the regular transportation grants is approximately \$30 million in FY 20 and \$30.5 million in FY 21. This funding is included in sHB 7148, the FY 20 and FY 21 budget bill, as favorably reported by the Appropriations Committee.

**Sections 2-6** extend the caps on various statutory grants and make

the caps permanent. This results in a savings of approximately \$67.7 million in FY 20 and \$74.4 million in FY 21, which would have otherwise been paid to various municipalities. This savings is included in sHB 7148, the FY 20 and FY 21 budget bill, as favorably reported by the Appropriations Committee.

**Sections 8-13 and 16-20** delay by two years the mandated steps that transition the Connecticut Technical and Education Career Center into an independent agency, separate from SDE. The delay in the transfer results in a savings to the state of approximately \$864,331 in FY 20 and FY 21, associated with hiring additional central office to complete the transfer. The delay of this transfer and corresponding savings is reflected in sHB 7148, the FY 20 and FY 21 budget bill, as favorably reported by the Appropriations Committee.

### ***The Out Years***

The annualized ongoing fiscal impact identified above would continue into the future subject to inflation.

**OLR Bill Analysis****sHB 7150****AN ACT IMPLEMENTING THE GOVERNOR'S BUDGET RECOMMENDATIONS CONCERNING EDUCATION.****SUMMARY**

This bill delays, by two years, the transition of the Technical Education and Career System (TECS) (formerly known as the technical high school system) into an independent state agency, separate from the State Department of Education (SDE). Under the bill, the new transition will be complete for the 2022-2023 school year.

It also makes permanent the caps on five education grants that were set to expire at the end of FY 19 (June 30, 2019). The caps come into effect when the appropriation for a particular grant does not meet the full amount necessary to fulfill the grant's statutory design.

It also renews the education commissioner's authority to award certain magnet school transportation grants.

EFFECTIVE DATE: July 1, 2019, except some of the provisions regarding the delay of the TECS becoming an independent agency are effective upon passage and others are effective July 1, 2022.

**§ 1 — MAGNET SCHOOL TRANSPORTATION GRANTS**

The bill extends the education commissioner's authority to award (1) *Sheff* magnet school transportation grants through FY 20 and each following fiscal year and (2) supplemental *Sheff* magnet school transportation grants through FY 19 and each following year. Regarding the supplemental grants, the bill keeps the same payment schedule as in current law: (1) 70% of the grant must be paid on or before June 30 and (2) the remainder must be paid by September 1 of the following fiscal year upon completion of a comprehensive financial



review.

### **§§ 2-6 — GRANT CAPS**

The bill makes permanent the caps on five education grants that were set to expire at the end of FY 19. The caps come into effect when the appropriation does not meet the full amount necessary for the grant. The caps apply to the following programs:

1. adult education programs (CGS § 10-71);
2. bilingual education (CGS § 10-17g);
3. school districts' special education costs for public agency-placed students under an order of temporary custody (CGS § 10-76d);
4. school districts' excess special education costs (CGS § 10-76g);  
and
5. excess regular education costs for state-placed children educated by private residential facilities (CGS § 10-253).

### **§§ 7-17 — TECS DELAY AS AN INDEPENDENT AGENCY**

The bill delays, by two years, the mandated steps that transition TECS into an independent agency, separate from SDE and the State Board of Education (SBE). This means the transition will be complete for the 2022-2023 school year.

Under current law, the new position of TECS executive director, the agency head who is appointed by the governor, is created beginning July 1, 2020. The bill delays this until July 1, 2022. It also delays by two years, until July 1, 2022, the (1) elimination of SBE as the system's oversight body and (2) creation of the new TECS board to oversee the new agency. It also makes corresponding delays, from July 1, 2020 to July 1, 2022, for the new board's and executive director's budget-making responsibilities and conforming changes related to the elimination of SBE's oversight and the creation of the new TECS board.

The bill extends for two additional years, from June 30, 2021 to June

30, 2023, the current TECS board's existing authority to recommend a superintendent candidate to the education commissioner, who may hire or reject the candidate. Similarly, under the bill, the term of office for a superintendent who is hired this way expires June 30, 2023, rather than June 30, 2021.

Further, the bill delays, from July 1, 2021, to July 1, 2023, the implementation of the new TECS board's duty to recommend a candidate for TECS superintendent to the TECS executive director, who may hire or reject the candidate. The superintendent is in charge of the system's educational program.

The bill also adds two additional fiscal years to the period that SBE is required to hire a consultant to assist the TECS board with the system transition plan. Under current law, the consultant requirement is through FY 20. The bill extends it to FYs 21 and 22. The bill also delays by two years, to January 1, 2022, the requirement that SBE report to the Education Committee on the transition plan, any services that could be provided more efficiently with a local or regional board of education or other agency, and any legislative recommendations necessary to implement the transition.

It also requires SDE to provide two additional years of training to TECS staff, who will perform central office and administrative functions in the new system. The training must continue until the end of FY 22, rather than end with FY 20.

The bill also makes conforming changes related to adding TECS to the statutory list of executive branch agencies and the executive director as a department head. It also makes other minor and conforming changes.

## **COMMITTEE ACTION**

Education Committee

Joint Favorable Substitute Change of Reference - APP  
Yea 20 Nay 15 (03/29/2019)

Appropriations Committee

Joint Favorable Substitute

Yea 31 Nay 17 (05/02/2019)